

CASE NO. 08 cv 1589

ATTACHMENT NO. 12

EXHIBIT _____

TAB (DESCRIPTION) _____

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8-14-02

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I N D E X

NAME OF CASE: People of the State of Illinois
vs. Jerome Hendricks, the Defendant.

DATE HEARD: March 13, 2003

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(Case continued to April 15, 2003.)

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I N D E X

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PETER PARIS
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People vs. JEROME HENDRICKS

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I N D E X

NAME: The People of the State of Illinois vs.
Jerome Hendricks, the Defendant.

DATE: March 15, 2005

PAGES: ZZ - 1 through ZZ - 4

1 THE CLERK: Sheet 11, line 13. Jerome Hendricks.
2 Custody.

3 THE COURT: Good morning, Mr. Hendricks.

4 DEFENDANT HENDRICKS: How you doing, Honorable
5 Holt?

6 THE COURT: Ms. O'Connor, this is back on
7 reversal from the Appellate Court, after denial of
8 the defendant's Post-Conviction Petition.

9 MS. OCONNOR: Yes.

10 THE COURT: And I think it was returned for a
11 failure of Mr. Hendricks' attorney to file a
12 certificate, as required by Supreme Court Rule.

13 MS. OCONNOR: Yes.

14 THE COURT: If that's the case, at this point in
15 time, there does not seem to be any reason why Mr.
16 Hendricks should be held in Cook County.

17 MS. OCONNOR: No, Judge, it doesn't. Appears to
18 be that way, since it's a post-conviction matter.

19 THE COURT: Do you have a file on him that would
20 indicate who his attorney was? Who was your
21 attorney?

22 DEFENDANT HENDRICKS: Miss Slocum.

23 THE COURT: I'm sorry?

24 DEFENDANT HENDRICKS: Diane Slocum.

1 MS. OCONNOR: On the PC?

2 THE COURT: On the PC?

3 DEFENDANT HENDRICKS: From Alden (phonetic
4 spelling) office.

5 THE COURT: From where?

6 DEFENDANT HENDRICKS: The Organ (phonetic
7 spelling) office; Organ.

8 THE COURT: Aurora?

9 DEFENDANT HENDRICKS: No. Ogden; that street,
10 Ogden.

11 THE COURT: Oh, Ogden.

12 DEFENDANT HENDRICKS: That office over there.

13 THE COURT: In any event, at this point in time,
14 the defendant is remanded to the Illinois
15 Department of Corrections. His matter's continued,
16 order of Court. Let's go to March 4th to get the
17 court file and then we'll see where we go from
18 there.

19 Mr. Hendricks, your attorney, I presume, will
20 be in touch with you and advise you as to what
21 stage these proceedings are in. If it becomes
22 necessary for your presence to be- for you to be
23 present in open court, we will have you brought
24 back from the Department of Corrections.

1 Have a good day, sir.

2 THE COURT: The writ is quashed.

3 (A continuance was taken
4 to 10:00 o'clock A.M.,
5 Tuesday, the 4th day of
6 March, A.D., 1997.)

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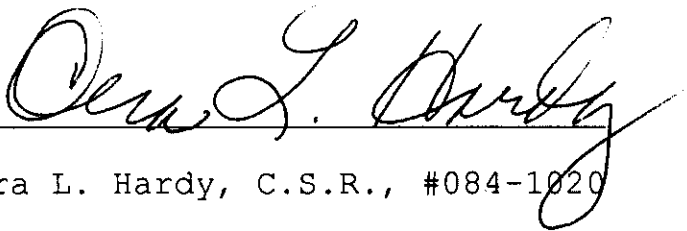
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IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT
COOK COUNTY, ILLINOIS

I, ORA L. HARDY, Official Court Reporter
of the Circuit Court of Cook County, County
Department-Criminal Division, do hereby certify
that I reported in shorthand the proceedings had
at the hearing of the above-entitled cause; that I
thereafter transcribed into typewriting the
foregoing Report of Proceedings had at the hearing
of the above-entitled cause, which I hereby
certify is a true and correct transcript of the
proceedings had before the said Judge of the
Circuit Court of Cook County, County Department-
Criminal Division.


Ora L. Hardy, C.S.R., #084-1020

1 STATE OF ILLINOIS)
2) SS:
3 COUNTY OF C O O K)

4

5 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
6 COUNTY DEPARTMENT - SIXTH MUNICIPAL DISTRICT

7 THE PEOPLE OF THE)
8 STATE OF ILLINOIS,)
9 vs.) Case No. 88 CR 12517-01
10 JEROME HENDRICKS.) Charge: Murder

11

12 REPORT OF PROCEEDINGS of the hearing had
13 before the Honorable LEO E. HOLT on the fourth
14 day of March, 1997, in Markham, Illinois.

15 APPEARANCES:

16 HON. RICHARD A. DEVINE,
17 State's Attorney of Cook County, by:
18 MS. AIDAN O'CONNOR,
19 Assistant State's Attorney,
20 appeared for the People.

21

22

23

24

25 Nicola Peel Vogelgesang
26 No. 084-001241
27 Official Court Reporter
28 16501 S. Kedzie Parkway
29 Markham, Illinois 60426

1 THE CLERK: Sheet one, line one Jerome Hendricks.

2 THE COURT: What needs to be done on Mr. Hendricks
3 is to have his post conviction lawyer appear before
4 the Court. I presume that the file discloses the name
5 of that person. Mr. Hendricks told me last time he
6 was in court, but I don't recall it. I'll take the
7 responsibility of contacting his lawyer's office and
8 having her or him appear in court. Let's say on the
9 14th. Order of Court, March 14th.

10 (Whereupon, the proceedings in the
11 above-entitled cause were continued
12 until the 14th day of March, 1997.)
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1 STATE OF ILLINOIS)
2 COUNTY OF C O O K) SS:

3

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
5 COUNTY DEPARTMENT - SIXTH MUNICIPAL DISTRICT

6

7

8 I, Nicola Vogelgesang, Official Court
9 Reporter of the Circuit Court of Cook County, Criminal
10 Department-Sixth Municipal District, do hereby certify
11 that I reported in shorthand the proceedings had on
12 the hearing in the afore-mentioned cause; that I
13 thereafter caused the foregoing to be transcribed into
14 typewriting, which I hereby certify to be a true and
15 accurate transcript of the Report of Proceedings had
16 before the Honorable LEO E. HOLT,
17 Judge of said court.

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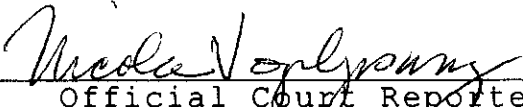
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24 Dated this 28th day of
July, 2005.


Official Court Reporter
No. 084-001241

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
)
 V) No. 88 CR 12517-01
)
JEROME HENDRICKS)

REPORT OF PROCEEDINGS had in the above-entitled
cause, before the Honorable LEO E. HOLT, Judge of said court, on
the 14th day of March, A.D., 1997.

APPEARANCES:

HON. RICHARD A. DEVINE,
State's Attorney of Cook County, by
MR. RONALD WEIDHUNER,
Assistant State's Attorney,
Appeared for The People.

THE CLERK: Sheet 1, Line 1, Jerome Hendricks.

(Defendant Not Present)

MR. WEIDHUNER: Isn't he in custody?

THE CLERK: No, he's in custody downstate. He's in the Department of Corrections.

MR. WEIDHUNER: Judge, my recollection is the attorney who represented him on his post-conviction proceedings thinks this case is on the call Monday. At least I hope that she does. She will probably be out here Monday.

THE COURT: I'm going to hold the case on call until Monday. Order of Court, March 17th.

(Whereupon the further proceedings in the above-entitled cause were continued to March 17th, 1997.)

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

I, Casimir W. Kowalski, Official Court Reporter of the
Circuit Court of Cook County, County Department-Criminal
Division, do hereby certify that I transcribed the foregoing Report
of Proceedings from the notes of Brenda Green-Armstrong, a
Certified Shorthand Reporter, and that the foregoing is a true and
correct transcript of said Report of Proceedings as appears from
the stenotype notes had before the Honorable LEO HOLT, Judge
of said court.

 8.7.05

Official Court Reporter 084-000883

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
)
V) No. 88 CR 12517-01
)
JEROME HENDRICKS)

REPORT OF PROCEEDINGS had in the above-entitled
cause, before the Honorable THOMAS DAVY, Judge of said court,
on the 17th day of March, A.D., 1997.

APPEARANCES:

HON. RICHARD A. DEVINE,
State's Attorney of Cook County, by
MR. RONALD WEIDHUNER,
Assistant State's Attorney,
Appeared for The People;

Reported By:
Casimir W. Kowalski
Official Court Reporter

THE CLERK: Sheet 3, Line 7, Jerome Hendricks.

(Defendant Not Present)

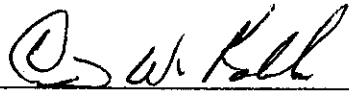
MR. WEIDHUNER: Judge, Diane Slocumb and Robert Lee, from the Public Defender's Office, and Mr. Haskins from the State's Attorney's Office, were here today and agreed on the date of 3-21 for further proceedings before Judge Holt on this matter.

THE COURT: All right. 3-21-97.

(Whereupon the further proceedings in the above-entitled cause were continued to March 21, 1997.)

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, CASIMIR W. KOWALSKI, Official Court Reporter
of the Circuit Court of Cook County, County Department-
Criminal Division, do hereby state that I reported in shorthand
the proceedings had in the above-entitled cause, and that I,
thereafter, caused to be transcribed into typewriting the
foregoing transcript, which I hereby certify is a true and correct
Report of Proceedings of the hearing had before said judge.

 8-11-05
084-000883

1 STATE OF ILLINOIS }
2 COUNTY OF C O O K } SS.

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE
6 STATE OF ILLINOIS,

7 Plaintiff,

8 vs.

No. 88 CR 12517-01

9 JEROME HENDRICKS,

10 Defendant.

11 REPORT OF PROCEEDINGS had in the above-
12 entitled cause before the HONORABLE LEO E.
13 HOLT, Judge of said court, on the 21st day of
14 March, 1997.

15 PRESENT:

16 HON. RICHARD A. DEVINE, State's Attorney,
17 BY: MR. JOHN HASKINS, Assistant State's
18 Attorney,

19 on behalf of the People;

20 MS. RITA A. FRY, Public Defender,
21 BY: MR. ROBERT LEE, Assistant Public
22 Defender,

on behalf of the Defendant.

23 Mary A. Gleeson, CSR
24 Official Court Reporter

1 MR. LEE: For the record, Bob Lee,
2 assistant public defender, on behalf of
3 Mr. Hendricks. This case was held on call
4 basically to get it back in the flow of the
5 order of the post-conviction schedule. We have
6 located both the trial file and the trial
7 transcript as well.

8 What I'm asking to do is to continue
9 this matter to June 20. I would hope by that
10 date to have reviewed the transcript and also
11 conversed with my client, be prepared to file a
12 supplemental.

13 THE COURT: My recollection is that I
14 remanded the defendant to the Department of
15 Corrections. He was housed in the county jail,
16 but he is now in the Department of Corrections.

17 MR. LEE: I have talked to him. He is down
18 there at Pontiac.

19 THE COURT: Mr. Haskins.

20 MR. HASKINS: June 27, or the 13th.

21 MR. LEE: We can do it before that.

22 MR. HASKINS: How about May 23?

23 MR. LEE: That's fine, Judge.

24 MR. HASKINS: Is that okay, Judge?

THE COURT: By agreement May 23.

(Continued to 05/23/05.)

1 STATE OF ILLINOIS }
2 COUNTY OF C O O K } SS.

3
4
5 I, MARY A. GLEESON, an Official Court
6 Reporter for the Circuit Court of Cook County,
7 do hereby certify that I reported in shorthand
8 the proceedings had in the hearing in the
9 foregoing cause; that I thereafter caused the
10 foregoing to be transcribed into typewriting,
11 which I certify to be a true and accurate
12 transcript of the proceedings had before the
13 Honorable Leo E. Holt, Judge of said court, on
14 the 21st, day of March, 1997.

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16
17 *Mary A. Gleeson*

18 _____
19 Official Court Reporter
20 C.S.R. No. 084-002403

21
22
23 Dated this 15th day
24 of August, 2005.

1 STATE OF ILLINOIS)
2 COUNTY OF C O O K) SS

3
4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE)
STATE OF ILLINOIS,)
6 Plaintiff,)
versus) No. 88 CR 12517-01
7 JEROME HENDRICKS,)
Defendant.)

8
9 REPORT OF PROCEEDINGS had at the hearing of the
10 above-entitled cause, before the Honorable LEO HOLT, one of
11 the Judges of said Division, on the 23rd day of May, A.D.,
12 1997.

13
14 PRESENT:

15
16 HON. JACK O'MALLEY,
State's Attorney of Cook County,
17 MR. JOHN HASKINS,
Assistant State's Attorney,
18 for the People of the State of
Illinois,

19 MS. RITA FRY,
Public Defender of Cook County,
20 MR. ASTON,
Assistant Public Defender,
21 for the Defendant.

22
23 Sharon Washington-Winn, CSR
Official Court Reporter
24 084-001203

1 THE CLERK: Sheet one, line one, Jerome Hendricks.

2 THE COURT: Did you agree? By agreement 5-29.

3 MR. HASKINS: Right, at 11:30. Oh, Mr. Lee is not
4 present today, your Honor. I will notify him next Thursday
5 next Thursday 11:30.

6 THE COURT: Order of Court.

7 (Case passed.)

8 THE CLERK: Recalling sheet one, line one, Jerome
9 Hendricks.

10 MR. ASTON: Judge, this remains Mr. Robert Lee's
11 case, however he is in the process of moving. It will be re-
12 assigned to a new attorney who has just joined our unit a
13 couple of weeks ago. I would be asking for at least a sixty
14 day date for him to become familiar with the file itself
15 and proceed forward with it.

16 MR. HASKINS: I get the impression they don't feel, I
17 think, they feel you and me are interchangeable and turn up
18 because I received no notice until about ten minutes ago.

19 THE COURT: What date do you want?

20 MR. ASTON: Today is the 23rd. How about July 24th?
21 Is that all right with you, Jack, it is a Thursday? Is that
22 before the Court goes on vacation?

23 THE COURT: I will be on vacation at that time.
24 Let's put this case over though August 29, Mr. Aston.

1 MR. HASKINS: That is Friday. Is that all right?

2 MR. WITNEY: I like Fridays.

3 THE COURT: Order of Court, August 29.

4 MR. HASKINS: Thanks, Judge.

5 MR. ASTON: Thanks, Judge.

6 (Said case was continued to August 29,

7 1997, at 9:00 a.m.)

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1 STATE OF ILLINOIS)
2 COUNTY OF C O O K) SS

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I, Sharon Washington-Winn, Official Court

7 Reporter of the Circuit Court of Cook County, County

8 Department, do hereby certify that I reported in shorthand

9 the evidence had in the above-entitled cause and that the

10 foregoing is a true and correct transcript of all the

11 evidence heard.

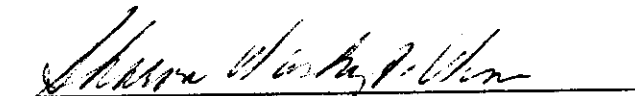
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Official Court Reporter #084-001203
Circuit Court of Cook County
County Department

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23 Dated this 8th day of

24 December, A.D., 2005.

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
)
 V) No. 88 CR 12517-01
)
JEROME HENDRICKS)

REPORT OF PROCEEDINGS had in the above-entitled
cause, before the Honorable LEO E. HOLT, Judge of said court,
on the 29th day of August, A.D., 1997.

Reported By:
Casimir W. Kowalski
Official Court Reporter

THE CLERK: Sheet 1, Line 1, Jerome Hendricks.

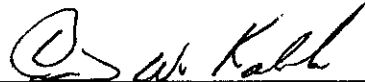
Judge, That's the date of 12-5.

THE COURT: By agreement, December 5th.

(Whereupon the further proceedings in the above-
entitled cause were continued to December 5th,
1997.)

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, CASIMIR W. KOWALSKI, Official Court Reporter
of the Circuit Court of Cook County, County Department-
Criminal Division, do hereby state that I reported in shorthand
the proceedings had in the above-entitled cause, and that I,
thereafter, caused to be transcribed into typewriting the
foregoing transcript, which I hereby certify is a true and correct
Report of Proceedings of the hearing had before said judge.

 8.11.05

084-000883

1 STATE OF ILLINOIS)
) SS:
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY
 COUNTY DEPARTMENT - CRIMINAL DIVISION
4

5 THE PEOPLE OF THE)
 STATE OF ILLINOIS)
6)
 vs.) Case Number 88 CR 12517 01
7)
 JEROME HENDRICKS)
8

9
10 REPORT OF PROCEEDINGS had at the hearing
11 of the above-entitled cause on Friday, the 5th day
12 of December, 1997, before the Honorable LEO E. HOLT,
13 Judge of said Court.
14

15 APPEARANCES:

16
17 MS. RITA A. FRY,
 Public Defender of Cook County, by
18 MR. MICHAEL KILMER,
 Assistant Public Defender,
19 appeared on behalf of the Defendant.

20
21
22
23 Dolores R. Bobin, C.S.R.
 Official Court Reporter
24 No. 084 000885

1 THE CLERK: Sheet one, line one, Jerome Hendricks.

2 MR. KILMER: Good morning, Judge.

3 For the record my name is Kilmer,
4 Michael Kilmer, K-i-l-m-e-r, I'm an Assistant Public
5 Defender. I'm here on behalf of Mr. Hendricks to which
6 our office has been appointed to represent on his post
7 conviction case.

8 Judge, we are seeking a short
9 continuance on this. It is my understanding Mr. Jeremy
10 has not yet finalized the issues with Mr. Hendricks.

11 Can we suggest the date of the 14th of
12 January?

13 THE COURT: Have you spoken with Mr. Haskins,
14 the state's attorney that normally handles post
15 convictions, so that we are coordinated as to when
16 it--

17 MR. KILMER: I have not spoken to him
18 specifically, either Mr. Hendricks or Mr. Noid
19 (phonetic spelling).

20 Mr. Haskins and I work well together.
21 These dates are normally in agreement with them. If
22 there's some problem, I'll come back personally on
23 these but normally this has not been a problem.

24 Mr. Haskins is delayed. He's in

1 Bridgeview. The weather is deteriorating. I had
2 problems getting here myself.

3 THE COURT: Motion defendant January 14, '98.

4 MR. KILMER: We thank the Court.

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6 (Whereupon, the above-entitled cause was
7 continued to the 14th day of January,
8 1998.)

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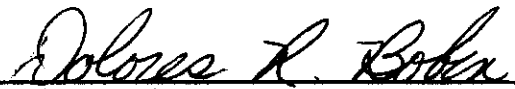
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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT
2 COOK COUNTY, ILLINOIS
3
4

5 I, Dolores R. Bobin, an Official Court
6 Reporter for the Circuit Court of Cook County, Cook
7 Judicial Circuit of Illinois, do hereby certify that I
8 reported in shorthand the proceedings had on the hearing
9 in the above-entitled cause; that I thereafter caused
10 the foregoing to be transcribed into typewriting, which
11 I hereby certify to be a true and accurate transcript
12 of the proceedings had before the Honorable Leo E. Holt,
13 Judge of said court.
14
15

16 
17 Official Court Reporter
18 C.S.R. Number 084 000885
19
20
21
22

23 Dated this 29th day of
24 July, 2005.

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
)
 V) No. 88 CR 12517-01
)
JEROME HENDRICKS)

REPORT OF PROCEEDINGS had in the above-entitled
cause, before the Honorable LEO E. HOLT, Judge of said court,
on the 14th day of January, A.D., 1998.

APPEARANCES:

HON. RICHARD A. DEVINE,
State's Attorney of Cook County, by
MR. JOHN HASKINS,
Assistant State's Attorney,
Appeared for the People;

MS. RITA FRY,
Public Defender of Cook County, by
MR. BRENDAN MAX,
Assistant Public Defender,
Appeared for The Defendant.

Reported By:
Casimir W. Kowalski
Official Court Reporter

THE CLERK: Jerome Hendricks, Sheet 1, Line 1.

(Defendant Not Present)

MR. MAX: Good morning, Judge. Assistant Public Defender
Brendan Max, M-a-x.

MR. HASKINS: John Haskins representing the People of the
State of Illinois.

THE COURT: Good morning, Mr. Haskins, Mr. Max.

MR. MAX: Judge, Mr. Hendricks' case is being handled by
Jerry Namini of my office. I spoke with him. He's investigating
this case. He has ordered and received the trial transcripts and
plans on filing a supplement in this case and is continuing to
investigate.

He's requesting a continuance until March 20th for the
purpose of continuing his investigation.

THE COURT: Mr. Haskins?

MR. HASKINS: For the record, Your Honor, this was a
remand because, I believe, the State's Attorney, when you heard
this case the first time- - I mean the Public Defender, the first
time, didn't file a 651. I will concede it's not the same public
defender, and Mr. Namini needs another date.

I presume he's entitled to it. If you can make it
motion petitioner?

THE COURT: I take it from- - And I don't remember the
history of this case, but from what you're saying to me, I take it

that I, at some point, denied the defendant- -

MR. HASKINS: Here's the order, Judge. This might refresh your memory.

THE COURT: All right. Subsequent to this order, in the appellate court, a new petition was filed?

MR. HASKINS: I doubt it, to be honest with you. I don't think- - What happens, Judge, is the person that I believe originally was the public defender was Diana Slocumb. She had left this unit and Bob Lee came in a couple of times. He was the supervisor of the unit, but he never came in as if this was his case. He just came in to get dates.

Then it was assigned to Mr. Namini. I don't think they filed anything since the original petition was denied, so they probably could file a new petition instead of a supplemental.

THE COURT: What I'm trying to figure out is how I have jurisdiction.

MR. HASKINS: The Appellate Court remanded it, didn't they?

THE COURT: No, just- - According to this order entered November 21st of 1994 the- -

MR. HASKINS: Well, Judge, I might have given you the wrong order.

THE COURT: It affirms.

MR. MAX: Judge, this is a 1997 case, though.

MR. HASKINS: Can I see what I gave you?

(Pause)

MR. HASKINS: I'm sorry.

MR. MAX: That's the direct appeal.

MR. HASKINS: Judge, I know it came back on the call on 3-17 of 1997. I might have given you the wrong one. I have to check that.

THE COURT: In any event I'm going to grant the continuance and I'm sure that you gentlemen, in March, will educate me and bring me up to date as to where we are.

In the meantime, I'll read the file and I'll be in a better position to see what's going on.

MR. HASKINS: Thank you, Judge.

MR. MAX: Thank you, Judge.

THE COURT: I'll also note that you're filing your motion to dismiss.

MR. HASKINS: Thank you.

MR. MAX: I acknowledge receipt of the motion to dismiss.

MR. HASKINS: Judge, this is probably the right one here. This is the one that came back in November of '96. Which date did you want?

MR. MAX: March 20th.

MR. HASKINS: 3-20. Judge, this is the one that they didn't file the 651.

THE COURT: All right. I understand now. Motion defendant. What date did you want, counsel?

MR. MAX: March 20th, Judge.

THE COURT: March 20th. See you then.

MR. MAX: Thank you.

(Whereupon the further proceedings in the above-entitled cause were continued to March 20, 1998.)

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, CASIMIR W. KOWALSKI, Official Court Reporter
of the Circuit Court of Cook County, County Department-
Criminal Division, do hereby state that I reported in shorthand
the proceedings had in the above-entitled cause, and that I,
thereafter, caused to be transcribed into typewriting the
foregoing transcript, which I hereby certify is a true and correct
Report of Proceedings of the hearing had before said judge.

 8-16-05

084-000883

1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT
2 COOK COUNTY, ILLINOIS
3

4 THE PEOPLE OF THE)
5 STATE OF ILLINOIS)
6 vs.) No. 88-CR-12517-01
7 JEROME HENDRICKS)

8 REPORT OF PROCEEDINGS

9 REPORT OF PROCEEDINGS of the hearing
10 before HON. LEO E. HOLT, on the 20th day of March,
11 1998.
12

13 APPEARANCES:

14 HON. RICHARD DEVINE,
15 State's Attorney of Cook County, by
16 MR. PATRICK FINLEY,
17 Assistant State's Attorney,
18 appeared for the People;

19 MS. RITA A. FRY,
20 Public Defender of Cook County, by
21 MR. JERRY NAMINI,
22 Assistant Public Defender,
23 appeared for the Defendant.

24 Beverly J. Hooker,
Official Court Reporter
C.S.R. #084-001561

1 THE CLERK: Jerome Hendricks.

2 MR. NAMINI: Jerry Namini, N-a-m-i-n-i,
3 assistant public defender, post-conviction. Judge,
4 I'm asking for the date on Mr. Hendricks case.

5 THE COURT: Is Mr. Haskins, who generally
6 represents the State on this, coming in?

7 MR. NAMINI: I haven't seen Mr. Haskins. I
8 was going to ask your Honor to give us a date on
9 this case. I will inform Mr. Haskins on the next
10 date.

11 MR. FINLEY: If we can pass this. Let me see
12 if I can reach Mr. Haskins' office to see if he's
13 coming in.

14 THE COURT: I prefer that, counsel, because I
15 like to make certain whatever date I give you that's
16 compatible with his schedule also.

17 MR. NAMINI: I'm sure he will be here. I
18 talked to him and he told me he will.

19 THE COURT: Then we will await his arrival.

20 (The case was passed and recalled.)

21 THE CLERK: Jerome Hendricks.

22 MR. HASKINS: For the record John Haskins.

23 MR. NAMINI: Jerry Namini, assistant public
24 defender.

1 THE COURT: Gentlemen, what date do you want to
2 resolve these issues?

3 MR. NAMINI: I was asking on Jerome Hendricks,
4 88CR1251701, 5-29.

5 THE COURT: Mr. Haskins?

6 MR. HASKINS: That's okay with me. I'm ready.
7 I don't care if he needs time.

8 THE COURT: By agreement, May 29th.

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10 (The case was continued to
11 May 29, 1998.)

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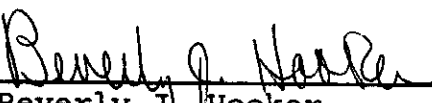
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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT
2 COOK COUNTY, ILLINOIS
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6 I, BEVERLY J. HOOKER, Official Court
7 Reporter of the Circuit Court of Cook County, do
8 hereby certify that I reported the proceedings had
9 in the above-entitled cause, that I thereafter
10 caused the foregoing to be transcribed into
11 typewriting, which I hereby certify to be a true and
12 accurate transcript of the proceedings had on this
13 date.
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18 Beverly J. Hooker,
19 Official Court Reporter #84-1561
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1 STATE OF ILLINOIS)
) SS.
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY ILLINOIS
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS,) Criminal
) Plaintiff,)
7)
8 vs.) No. 88 CR 12517
)
9 JEROME HENDRICKS,)
)
10 Defendant.)

11 REPORT OF PROCEEDINGS

12 REPORT OF PROCEEDINGS had at the hearing in the
13 above-entitled cause before the HONORABLE LEO E. HOLT,
14 Judge of said court, on the 29th day of May, 1998.

15 APPEARANCES:

16 HON. RICHARD A. DEVINE,
17 State's Attorney of Cook County, By:

18 MR. JOHN HASKINS,
19 Assistant State's Attorney,
for the People of the State of IL.

20 MR. EDWIN A. BURNETTE,
Public Defender of Cook County, By:

21 MR. BRANDON MAX,
22 Assistant Public Defender,
for the Defendant.

23 L. B. STONE, CSR
Official Court Reporter
24 2650 S. California Ave.
Chicago, IL 60608

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: John Haskins representing the People
3 of the State of Illinois.

4 MR. MAX: Brendon Max, assistant public defender.
5 Mr. Hendricks is represented by Mr. Jeremiah from my
6 office who's on vacation this week. Mr. Domingas'
7 investigation is continuing, has identified three
8 post-conviction issues, and he would be asking for a
9 continuance to come in and update you on the stats of the
10 case. He's requesting a date of August 21 in order to
11 come in.

12

13 THE COURT: By agreement, August 21, did you say?

14

15 MR. MAX: 21st, if that's all right with the Court,
16 Judge.

17 MR. HASKINS: I have the 28th. I don't care if it's
18 the 21st.

19 THE COURT: August 21.

20 MR. HASKINS: Just for the record, Judge, I'm not
21 objecting, but this was a 1994 case that came back, and
22 then when the case was dismissed on the merits, it came
23 back because there was no (Inaudible) file, and it came
24 back on March 17 of '97.

1 THE COURT: All right. Let's get on it on the 21st.
2 (Which were all the proceedings
3 had in the above-entitled cause)
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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT

2 COOK COUNTY, ILLINOIS

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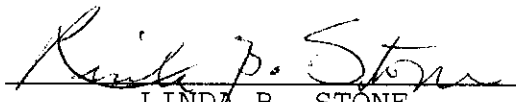
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I, LINDA B. STONE, an Official Court Reporter
for the Circuit Court of Cook County, Cook Judicial
Circuit of Illinois, do hereby certify that I reported in
shorthand the proceedings had on the hearing in the
above-entitled cause; that I thereafter caused the
foregoing to be transcribed into computation, which I
hereby certify to be a true and accurate transcript of
the proceedings had before the HONORABLE LEO E. HOLT,
Judge of said court.


LINDA B. STONE
Official Court Reporter

Dated this 12th day
of January, 2006.

1 STATE OF ILLINOIS)
) SS.
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS,) Criminal
7 Plaintiff,)
8 vs.) No. 88 CR 12517
9 JEROME HENDRICKS,)
10 Defendant.)

11 REPORT OF PROCEEDINGS

12 REPORT OF PROCEEDINGS had at the hearing in the
13 above-entitled cause before the Honorable LEO E. HOLT,
14 Judge of said court, on the 21st day of August, 1998.

15 APPEARANCES:

16 HON. RICHARD A. DEVINE,
17 State's Attorney of Cook County, By:

18 MS. CHRISTINE OPP,
19 Assistant State's Attorney,
20 for the People of the State of IL.

21 MR. EDWIN A. BURNETTE,
22 Public Defender of Cook County, By:

23 MR. GWENDOLYN BROWN,
24 Assistant Public Defender,
for the Defendant.

25 L. B. STONE, CSR
Official Court Reporter
26 2650 S. California
Chicago, Illinois 60608
27

1 appropriate date for him if that's satisfactory. I will
2 transfer this to the presiding judge for reassignment.
3 Order of Court September 8. It will be on the presiding
4 judge's call on September 8.

5 (Which were all the proceedings
6 had in the above-entitled cause)

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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT

2 COOK COUNTY, ILLINOIS

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6 I, LINDA B. STONE, an Official Court Reporter

7 for the Circuit Court of Cook County, Cook Judicial

8 Circuit of Illinois, do hereby certify that I reported in

9 shorthand the proceedings had on the hearing in the

10 above-entitled cause; that I thereafter caused the

11 foregoing to be transcribed into computation, which I

12 hereby certify to be a true and accurate transcript of

13 the proceedings had before the HONORABLE LEO E. HOLT,

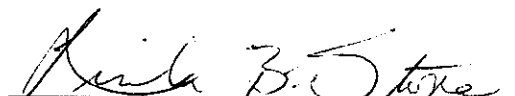
14 Judge of said court.

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LINDA B. STONE

Official Court Reporter

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23 Dated this 17th day

24 of January, 2006.

1 STATE OF ILLINOIS)
) SS.
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 PEOPLE OF THE STATE)
6 OF ILLINOIS,)

7 Plaintiff,)

8 vs.) No. 88 CR 12517-01

9 JEROME HENDRICKS,)

10 Defendant.)

11 REPORT OF PROCEEDINGS had at the hearing in
12 the above-entitled cause before the HONORABLE
13 LEO HOLT, Judge of said court, on the 17th day of
14 June, 1998.

15 PRESENT:
16 HONORABLE RICHARD A. DEVINE,
17 STATE'S ATTORNEY OF COOK COUNTY, by:
18 MR. JOHN HASKELL,
19 ASSISTANT STATE'S ATTORNEY,
20 appeared on behalf of the People.

21
22
23 Faye A. Roberson
24 Official Court Reporter
Circuit Court of Cook County
County Department - Criminal Division

1 THE COURT: What's the status of this?

2 DEFENSE ATTORNEY: Judge, Mr. Hendricks is
3 represented by Jerry Dimini of my office. I spoke
4 with him this morning and he gave me an update on the
5 case to give to you. He said he is the process of
6 gathering information about several witnesses that the
7 defendant in this case wanted to testify and he's
8 asking for a continuance in order to complete that
9 investigation.

10 THE COURT: How long has this case been on the
11 file?

12 MR. HASKELL: This is a case dismissed in December
13 of '94 and remanded in '97.

14 DEFENSE ATTORNEY: Judge, we were reappointed in
15 '97 and this matter was originally appointed to a
16 different attorney. Mr. Dimini was given this case
17 when he started in the office in the latter part of
18 1997. He's had it since then.

19 THE COURT: So it came back from the appellate
20 court review, counsel?

21 MR. HASKELL: In '97.

22 THE COURT: Let's bring this case to some
23 condition to deal with. What date is convenient?

24 DEFENSE ATTORNEY: Judge, Mr. Dimini has said that

1 he can complete his investigation by December 8th.
2 I've spoken with the State and they are agreeable to
3 that date.

4 MR. HASKELL: Motion Petitioner.

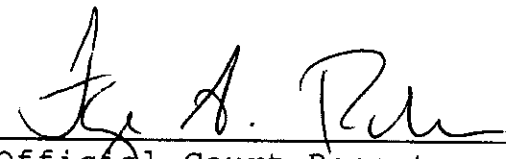
5 THE COURT: Motion Petitioner December 8.
6 I'll mark this final.

7 (End of Proceedings.)
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1 STATE OF ILLINOIS)
2) SS.
3 COUNTY OF C O O K)

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
5 COUNTY DEPARTMENT - CRIMINAL DIVISION

6 I, Faye A. Roberson, an Official Court
7 Reporter for the Circuit Court of Cook County, County
8 Department - Criminal Division, do hereby certify that
9 I reported in shorthand the proceedings had at the
10 hearing in the above-entitled cause; that I thereafter
11 caused the foregoing to be transcribed into
12 typewriting, which I hereby certify to be a true and
13 accurate transcript of the proceedings had before the
14 HONORABLE LEO HOLT, Judge of said court.

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20 Official Court Reporter
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1 STATE OF ILLINOIS)
) SS:
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 PEOPLE OF THE STATE)
6 OF ILLINOIS,) Criminal
)
7 VS) Case No. 88 CR 12517
)
8 JEROME HENDRICKS)

9 REPORT OF PROCEEDINGS had at the
10 hearing of the above-entitled cause, before the
11 HONORABLE WILBUR E. CROOKS, Judge of said court, on
12 the 8th day of December, A.D., 1998.

13 PRESENT:

14 MR. RICHARD A. DEVINE,
15 State's Attorney of Cook County, by:
16 MR. JOHN HASKINS,
Assistant State's Attorney,
appeared for the people;

17 MS. RITA FRY,
18 Public Defender of Cook County, by:
19 MS. CELIA KILPATRICK,
Assistant Public Defender,
appeared for the defendant.

20
21 Cecilia A. Peterson, CSR
22 Official Court Reporter
23 Circuit Court of Cook County
Criminal Division
24 CSR # 084-001826

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: John Haskins.

3 MS. KILPATRICK: Celia Kilpatrick.

4 MR. HASKINS: Judge, this case is back on remand
5 because no 651 was filed on March 17, 1997. Since
6 that time there has been ten continuances. The case
7 was up the last time, September 17, 1998. You made it
8 motion petitioner, final, for today's date.

9 Petitioner's counsel is Assistant Public
10 Defender Jerry Namini. The lady here today just
11 joined the unit and is not familiar with the case at
12 all to my knowledge.

13 MS. KILPATRICK: Your Honor, Mr. Namini is here
14 today in this building doing a jury. I don't know
15 what room. But I understand it's set final for motion
16 to dismiss. However, we would ask for a date, shorter
17 date, if not the regular PC date in this case for
18 Mr. Namini to appear and answer the motion to dismiss.

19 THE COURT: Mr. Haskins, what date can we get?

20 MR. HASKINS: I suppose it will have to be after
21 the first of the year.

22 THE COURT: Motion petitioner January 20, 99.

23 MR. HASKINS: Do you want to mark it final again?

24 THE COURT: For what it's worth.

(WHEREUPON, those were all the
proceedings had on this date
with the cause being continued
until the 20th day of January,
A.D., 1999.)

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1 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
2 COUNTY DEPARTMENT - CRIMINAL DIVISION

3 I, Cecilia A. Peterson, an Official Court
4 Reporter of the Circuit Court of Cook County, County
5 Department - Criminal Division, do hereby certify that
6 I reported in shorthand the proceedings had in the
7 above-entitled cause; that I thereafter caused the
8 foregoing to be transcribed into typewriting, which I
9 hereby certify to be a true and accurate transcript of
10 the proceedings had before the Honorable WILBUR E.
11 CROOKS, Judge of said court.

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16 Official Court Reporter
17 CSR # 084-001826
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STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY
DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS,)
 Plaintiff,) No. 88-CR-12517-01
 -vs-)
JEROME HENDRICKS,) Charge: Murder
 Defendant.)

REPORT OF PROCEEDINGS had at the hearing of
the above-entitled cause before the Honorable LEO E. HOLT, on
the 20th day of January, A.D., 1999.

PRESENT:

MR. JOHN HASKINS,
Assistant State's Attorney,
for the People.

MR. GERALD NAMINI,
Assistant Public Defender,
for the Defendant.

Christina F. Basis-Prinzi, CSR 084-001769
Official Court Reporter
2650 South California Avenue #4C02
Chicago, Illinois 60608
773-869-6065

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: For the record, John Haskins,
3 assistant state's attorney, representing the People.

4 MR. NAMINI: Jerry Namini, N A M I N I, assistant
5 public defender, on behalf of Mr. Hendricks.

6 Judge, I have been going through this file, and I
7 talked to Mr. Hendricks several times on the phone. I
8 visited him once in Pontiac also.

9 There are several witnesses he wants me to
10 interview. I have been unable to find these witnesses as of
11 yet. I have an investigator out there looking for them at
12 this point, and that's where it stands.

13 As soon as I interview those witnesses, I will
14 visit Mr. Hendricks again in order to identify the issues and
15 reduce the issues to the viable ones; and then at that point
16 I will be ready to either argue or file a supplement.

17 MR. HASKINS: If it please the court, probably one
18 of the reasons it is difficult to find the witnesses is
19 Mr. Hendricks was convicted in 1991 in a bench trial, and the
20 conviction was affirmed.

21 He filed a pro se post conviction which your Honor
22 dismissed as frivolous; that was affirmed. He filed a second
23 post-conviction petition which your Honor dismissed after the
24 petitioner's counsel was allowed to withdraw because he

1 alleged the same issues that were in the first post
2 conviction; that was also dismissed as res judicata.

3 At that time the appellate court remanded this
4 case back, and that was March 17, 1997, because petitioner's
5 counsel never filed a 651-C. Since that time, there have
6 been three separate public defenders.

7 On 9-17-98 your Honor indicated motion petitioner
8 final for December 8, 1998, at which time Mr. Namini was not
9 here, but someone from his office came in and I believe they
10 said he was attending class or something. I am not exactly
11 sure, and I do not want to misstate it, so your Honor marked
12 it final again for today's date. That is where we are at.

13 The State filed its new motion to dismiss on
14 January 14, 1998.

15 MR. NAMINI: Counsel is correct.

16 However, it is a remand by the appellate court
17 because the public defender who represented Mr. Hendricks did
18 not file a 651-C. When the remand came in, the Public
19 Defender's Office was appointed to represent Mr. Hendricks.

20 I understand that there were two other attorneys
21 prior to myself representing Mr. Hendricks. I have been
22 representing him since I believe last January, and I have
23 worked on his case. I have read the transcript of the case.
24 I have met with him.

1 I am trying to -- I understand the urgency of
2 taking -- of bringing this case to finality, and that is what
3 my whole effort has been.

4 Last time I could not be in court in December
5 because I was attending a seminar. I know your Honor marked
6 it final, final, but I need another continuance in order to
7 be able to investigate the case and be able to file my 651-C
8 affidavit so it won't -- so the same thing that happened last
9 time won't happen this time.

10 THE COURT: Mr. Haskins, as I understand the case
11 law in this area, upon remand for failure to file the
12 certificate, the trial court is not simply obliged to receive
13 the certificate nor is counsel for the petitioner simply
14 obliged to receive the certificate. It opens up the case.

15 MR. HASKINS: I agree, judge.

16 THE COURT: It opens it up for the appropriate
17 investigation that will allow a good faith filing of the
18 certificate.

19 I do not see how I can at this stage find that
20 there has been a lack of diligence which would be the only
21 basis that I could think of that would require -- that would
22 allow me and permit me to --

23 MR. HASKINS: I am not asking you to dismiss. All
24 I am saying is it was remanded. It came back to your court

1 March 21, 1997. I think sometime we have to stop it. He
2 cannot file a 651 forever.

3 THE COURT: I agree. That is my diligence issue
4 at some point. I do not know that it's right for that -- I
5 am going to grant another continuance. Hopefully we can get
6 to this issue when everything that is available is before the
7 court so we can bring some finality to it.

8 I am a little concerned if I precipitously rule
9 and dismiss this case it would go up and come back and we
10 would start all over again. That is wasteful.

11 MR. HASKINS: I am not asking to dismiss it today.
12 I think -- Whatever date he needs, why don't we set a final
13 date even though this will be the third final date?

14 THE COURT: We have set several final dates.

15 MR. NAMINI: I think it would be premature to set
16 it for a final date.

17 THE COURT: I am not. I am going to grant you a
18 date.

19 How much time do you need?

20 MR. NAMINI: I am asking for March 19. By that
21 point, I should have a fairly good idea.

22 MR. HASKINS: Excuse me. I do not mean to
23 interrupt you. I have another case set here for March 19 --
24 I have seven cases in Markham. I was wondering if we could

1 get March 18.

2 MR. NAMINI: That is fine with me, judge. We can
3 advance the other cases to March 18 also.

4 MR. HASKINS: I just filed on the other case. It
5 should be there.

6 Motion petitioner?

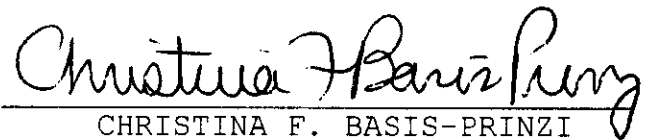
7 MR. NAMINI: Motion petitioner is fine, judge.

8 THE COURT: March 19.

9 (The matter was continued to
10 March 19, 1999.)
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IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

I, CHRISTINA F. BASIS-PRINZI, Official
Shorthand Reporter of the Circuit Court of Cook County,
County Department-Criminal Division, do hereby certify that I
reported in shorthand the evidence had in the above-entitled
cause and that the foregoing is a true and correct transcript
of all the evidence heard.


CHRISTINA F. BASIS-PRINZI

STATE OF ILLINOIS)
)
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)

vs.)

No. 88 CR 12517-01

JEROME HENDRICKS)

REPORT OF PROCEEDINGS had of the hearing in the
above-entitled cause, before the Honorable LEO HOLT,
Judge of the said Court, on Thursday, the 3rd day of
June, A.D., 1999.

APPEARANCES:

HONORABLE RICHARD DEVINE,
State's Attorney of Cook County, by:
MR. JOHN HASKINS,
Assistant State's Attorney,
on behalf of the People;

MS. RITA FRY,
Public Defender of Cook County, by:
MR. RONALD HAZE,
Assistant Public Defender,
on behalf of the defendant.

Ann Hieber, CSR
Official Court Reporters
2650 S. California Avenue
Chicago, Illinois 60608

1 THE CLERK: People of the State of Illinois
2 versus Jerome Hendricks.

3 MR. HASKINS: Morning, your Honor.

4 For the record John Haskins, Assistant
5 State's Attorney.

6 MR. HAZE: Morning, Judge. Ronald Haze,
7 Assistant Public Defender, representing the petitioner
8 in this case.

9 MR. HASKINS: Your Honor, this case of Mr.
10 Hendricks is a very old case. It was remanded back. It
11 originated in April 19th of 1994. Judge, December 8th
12 of 1988 you marked it final for January 20th. On
13 January 20th, you marked it final for March 18th. It's
14 up again today. Counsel who's representing Mr.
15 Hendricks isn't here.

16 I would ask your Honor to mark it final
17 again. We've been ready on it ever since it was
18 remanded back. Which was the summer of '97.

19 MR. HAZE: Judge, what Mr. Haskins represented,
20 that is correct. I'm not the attorney that is assigned
21 to this case so I'm afraid I don't have any additional
22 information regarding the background at this time.

23 THE COURT: This came back for want of a 6 --

24 MR. HASKINS: 651 was filed by the defendant --

1 defense attorney.

2 THE COURT: What date are you suggesting?

3 MR. HAZE: We've got a couple other cases up and
4 I would be asking for a 9-1 date on that. I'll be sure
5 to advise the other attorney of what occurred in court
6 today.

7 THE COURT: By agreement, September 1st.

8 MR. HASKINS: Can we make that motion petitioner
9 to let them know?

10 THE COURT: Motion defendant, final.

11 (Whereupon, the above-entitled matter
12 was continued to September 1, 1999.)
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1 STATE OF ILLINOIS)

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3 COUNTY OF COOK)

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6 I, ANN HIEBER, Official Court Reporter of
7 the Circuit Court of Cook County, County
8 Department-Criminal Division, do hereby certify that I
9 reported in shorthand the proceedings had in the
10 above-entitled cause, that I thereafter caused to be
11 transcribed into typewriting the above Report of
12 Proceedings, which I hereby certify is a true and
13 correct transcript of the proceedings had before the
14 Honorable LEO HOLT, Judge of the said Court.

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19 _____
20 Official Court Reporter of the
21 Circuit Court of Cook County

22 CSR # 084-001393
23
24

1 STATE OF ILLINOIS)
2) SS
COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS,)
7 Plaintiff,)

8 -vs-)

No. 88 CR 12517-01

9 JEROME HENDRICKS,)
10 Defendant.)

11 CONTINUANCE

12 REPORT OF PROCEEDINGS had in the hearing
13 of the above-entitled cause, before the HONORABLE
14 LEO HOLT, Judge of said Court, on the 1st day of
15 September, A.D., 1999.

16 APPEARANCES:

17 HON. RICHARD A. DEVINE,
18 State's Attorney of Cook County, By:
19 MR. JOHN HASKINS,
Assistant State's Attorney,
Appeared for the Plaintiff;

20 MS. RITA A. FRY,
21 Public Defender of Cook County, By:
22 MR. JERRY NAMINI,
Assistant Public Defender,
Appeared for the Defendant.

23 JAMES M. DONAHUE
24 Official Court Reporter
Certificate No. 084-000909

1 THE CLERK: Jerome Hendricks.

2 MR. NAMINI: Jerry Namini, N-A-M-I-N-I, Assistant
3 Public Defender on behalf of Mr. Hendricks.

4 MR. HASKINS: John Haskins, Assistant State's
5 Attorney, representing the People of the State of
6 Illinois.

7 Judge, on June 3rd, this case was marked
8 final. State's ready. It's a very old case.

9 MR. NAMINI: Judge, since the last date, I've
10 talked to my client a couple of times. I received
11 the name of two witnesses that I need to interview.
12 I'm waiting for the name and information of two
13 more witnesses for my client. I've reduced the
14 issue of three issues to investigate, and if
15 possible, I'll write a supplemental on it. I'm
16 asking for a continuance to November 2nd, in order
17 to finalize everything and hopefully file a
18 supplemental by that date.

19 MR. HASKINS: If it pleases the Court, just to
20 make a record, Judge, this is a 1988 case. The
21 appeal was affirmed. The first post-conviction
22 Your Honor threw out as frivolous back in 1994,
23 that was affirmed. There was a second post-
24 conviction petition which you appointed counsel.

1 We argued the motion to dismiss. Your Honor
2 dismissed it. Counsel asked to be allowed to have
3 the case heard as there were some other issues.
4 You allowed him, but he never filed a 651. This
5 case came back March 17th, 1997 on a remand for the
6 only reason because he didn't file a 651. I filed
7 a motion to dismiss on January 14th of 1998. It's
8 been motion Petitioner now for two years, and
9 nothing has been filed. This is now 11 years since
10 the guy has been convicted.

11 THE COURT: The law as I understand it,
12 Mr. Haskins, when it's returned for want of 651,
13 for want of 651 certificate, it essentially starts
14 new. It's not simply a question of just filing the
15 certificate and that complies with the rules and
16 disposes of the case. The lawyer that is going to
17 file the 651 certificate has an obligation to
18 investigate, amend the petition, and proceed as
19 new.

20 MR. HASKINS: I agree with you, Judge. Why is
21 it taking the amount of time? I don't know if they
22 have communication problems or information
23 gathering or whatever it is. But I rely upon the
24 integrity of Counsel not to bring upon frivolous

1 delays. So I am assuming that Counsel is
2 diligently working to comply with the spirit of the
3 rules and to effectively represent his client,
4 since Mr. Hendricks is not going anywhere for a
5 considerable amount of time.

6 THE COURT: I'm going to grant a continuance.

7 MR. HASKINS: Fine.

8 MR. NAMINI: Thank you, Judge.

9 THE COURT: Order of Court November 2nd.

10 (Which were all the
11 proceedings had in
12 the above-entitled
13 cause on this date.)
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1 STATE OF ILLINOIS)
2 COUNTY OF COOK) SS:

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS) No. 88 CR 12517
7 - vs -) Charge: Murder
8 JEROME HENDRICKS)

9
10 Report of Proceedings of the hearing
11 before the Honorable LEO HOLT on November 2, 1999.

12 APPEARANCES:

13 HONORABLE RICHARD A. DEVINE,
14 State's Attorney of Cook County, by
15 MR. JOHN HASKINS,
16 Assistant State's Attorney,
17 appeared on behalf of the People,

18 MS. RITA FRY,
19 Public Defender of Cook County, by
20 MS. ERICA REDDICK,
21 MR. JERRY NAMININ
22 Assistant Public Defenders,
23 appeared for the Defendant.
24

1 THE CLERK: Jerome Hendricks.

2 MS. REDDICK: Good morning, your Honor. Assistant
3 Public Defender Erica Reddick.

4 Your Honor, Jerry Namini from our office
5 represents Mr. Hendricks. Mr. Namini has been
6 transferred from another building, he is now working
7 in this building. He was scheduled to be here this
8 morning on this case so that he could inform the Court
9 of his progress, and I don't know why he's not
10 present.

11 There are two matters before you today that
12 we are seeking 30-day dates on. Should Mr. Namini not
13 appear yet this morning, I am quite certain he'd be
14 requesting that date as well.

15 MR. HASKINS: If it please the Court, your Honor,
16 John Haskins, assistant state's attorney, representing
17 the People of the State of Illinois.

18 Your Honor, this is a 1988 case, post
19 conviction. There was a finding in April of '94. You
20 dismissed it once as frivolous; second time you
21 appointed an assistant public defender and you
22 dismissed it, and it was sent back. The public
23 defender didn't file a 651. That was back in '97.

24 Since '97, your Honor, there has been three

1 public defenders on it. The last one, Mr. Namini, has
2 been on the case since, I believe March of '98. It's
3 been marked final since December of '98, four court
4 dates -- five court dates. I suppose we could mark it
5 final again, but we don't seem to be getting too far
6 in this. Nothing else has been filed since the
7 original petition in 1994.

8 So there is a motion to dismiss on file,
9 your Honor; that's about all I can tell you.

10 THE COURT: What you say appears to be one hundred
11 percent accurate, Mr. Haskins.

12 MR. HASKINS: It is, your Honor.

13 THE COURT: Which is very, very disturbing, and
14 it's that long on a contention that his imprisonment
15 is in violation of his constitutional rights, and we
16 can't come to grips with the problem because the
17 public defender's office keeps changing lawyers on
18 him.

19 MS. REDDICK: Judge, despite his being
20 transferred, Mr. Namini, I'm referring to -- out of
21 the unit, he is retaining this case for that very
22 reason. He's assigned to this building. If he is
23 present at work today, he should be locatable and able
24 to come before your Honor at some point this morning.

1 So, if it pleases the Court --

2 THE COURT: Pass it.

3 MS. REDDICK: I would like to try to bring him
4 before the Court.

5 THE COURT: Pass it.

6 (The case was passed and later recalled
7 after which the following proceedings
8 were had:)

9 THE CLERK: Jerome Hendricks.

10 MS. NAMINI: Good morning, Judge, Jerry Namini,
11 N-a-m-i-n-i, on behalf of Mr. Hendricks.

12 THE COURT: Your associate informs me that you are
13 going to stay with this case. We are going to bring
14 this to a conclusion, or at least attempt to make some
15 resolution of it in the not distant future.

16 MR. NAMINI: That's correct, Judge. I met Mr.
17 Hendricks at Stateville, and I finalized the issues
18 with him. I am in the process of writing a supplement
19 in that case.

20 I was hoping that I'd be done by now, but
21 having been transferred from my unit, I not was not
22 able to dedicate as much time as I wanted.

23 If I could get a month continuance, I
24 should be done by then.

1 THE COURT: December 2nd.

2 MR. NAMINI: That's fine.

3 THE COURT: By agreement?

4 MR. HASKINS: Motion petitioner, Judge. It has
5 been for seven years.

6 THE COURT: Motion petitioner, December 2nd.

7 MR. HASKINS: Is that for argument?

8 THE COURT: I don't know what that's for.

9 MS. REDDICK: Judge, I apologize, I have a case up
10 in front of Judge Dernbach that morning. Is it
11 possible to go on December 1st?

12 THE COURT: Mr. Haskins is going to be here on
13 December 2nd.

14 MR. HASKINS: I can come on the 1st, no problem,
15 Judge.

16 THE COURT: All right. Motion defendant, December
17 1st.

18 (Whereupon, the above matter was
19 continued to 12/1/99.)
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1 IN THE CIRCUIT COURT OF COOK JUDICIAL CIRCUIT
2 COOK COUNTY, ILLINOIS
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6 I, NOREEN SULLIVAN ERICKSON, an Official
7 Court Reporter for the Circuit Court of Cook County,
8 Cook Judicial Circuit of Illinois, do hereby certify
9 that I reported in shorthand the proceedings had on
10 the hearing in the above-entitled cause; that I
11 thereafter caused the foregoing to be transcribed into
12 typewriting, which I hereby certify to be a true and
13 accurate transcript of the proceedings had before the
14 honorable LEO HOLT, Judge of said court.
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19 _____

20 OFFICIAL COURT REPORTER

21 License No. 84-1527
22
23
24

STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
)
) Indictment No. 88 12517
VS)
) Post Conviction
)
JEROME HENDRICKS)

REPORT OF PROCEEDINGS

BE IT REMEMBERED that on the 2nd day of
December A.D., 1999, this cause came on for hearing
before the Honorable LEO HOLT, Judge of said court.

APPEARANCES:

HON. RICHARD DEVINE,
State's Attorney of Cook County, by
MR. JOHN HASKINS,
Assistant State's Attorney,
appeared for the People;

HON. RITA A. FRY,
Public Defender of Cook County, by
MR. JERRY NAMINI,
Assistant Public Defender,
appeared for the Defendant.

Brenda D. Hayes, CSR, 084-001226
Official Court Reporter
2650 S. California
Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: The same date. Counsel needs a
3 little more time.

4 THE COURT: By agreement, January 11th.

5 MR. HASKINS: Judge, that would be motion
6 defendant too.

7 MR. NAMINI: That's fine.

8 THE COURT: Motion defendant, January 11,
9 2000.

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(The above entitled matter
was continued to
January 11, 2000.)

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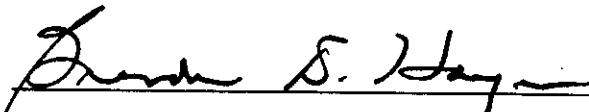
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1 STATE OF ILLINOIS)
2) SS:
COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 I, BRENDA D. HAYES, Official Court
6 Reporter for the Circuit Court of Cook County, Cook
7 Judicial Circuit of Illinois, do hereby certify that
8 I reported stenographically the proceedings had on
9 the hearing in the above entitled cause; that I
10 thereafter transcribed said hearing into
11 typewriting, which I hereby certify to be a
12 true and accurate transcript of the proceedings
13 had before the Honorable LEO HOLT, Judge of
14 said court.

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20 OFFICIAL COURT REPORTER
21
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1 STATE OF ILLINOIS)
) SS
2 COUNTY OF C O O K)

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS,)
)
7 Plaintiff,)
)
8 -vs-) No. 88 CR 12517-01
)
9 JEROME HENDRICKS,)
)
10 Defendant.)

11 CONTINUANCE

12 REPORT OF PROCEEDINGS had in the hearing
13 of the above-entitled cause, before the HONORABLE
14 LEO HOLT, Judge of said Court, on the 11th day of
15 January, A.D., 2000.

16 APPEARANCES:

17 HON. RICHARD A. DEVINE,
18 State's Attorney of Cook County, By:
19 MR. JOHN HASKINS,
Assistant State's Attorney,
Appeared for the Plaintiff;

20 MS. RITA A. FRY,
Public Defender of Cook County, By:
21 MR. JERRY NAMINI,
Assistant Public Defender,
22 Appeared for the Defendant.

23 JAMES M. DONAHUE
24 Official Court Reporter
Certificate No. 084-000909